

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Andreas KLIMMEK et al.
International Application No.: PCT/EP03/11135
International Filing Date : October 8, 2003
U.S. Serial No. : 10/530,742
For : **CONTROL METHOD FOR MANAGING THE TRANSMISSION
CAPACITY OF AT LEAST ONE RELAY STATION OF A
TRANSMISSION SYSTEM, AND CORRESPONDING CONTROL
UNIT**

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO MISSING REQUIREMENTS
UNDER 35 U.S.C. 371**

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed December 13, 2007, Applicants submit herewith a fully executed Declaration and Power of Attorney to complete the filing requirements for the U.S. national phase of the above-identified PCT application.

The application filed in the Patent Office is the application which the inventors executed by signing the Declaration and Power of Attorney. A copy of the Notification of Missing Requirements is also enclosed.

Please note that the Attorney/Docket No. should be indicated, to read: ---13381/1---

The Office is authorized to charge the \$130.00 fee to cover the surcharge for late filing of the Declaration to Deposit Account No. 11-0600. The Office is also hereby authorized to charge Deposit Account No. 11-0600 with any additional fees required by this paper or credit any overpayment. An additional copy of this letter is enclosed for this purpose.

Respectfully submitted,
KENYON & KENYON LLP

Date:

1/11/08

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.				
10/530,742	Andreas Klimmek	99999/400200				
26646 KENYON & KENYON LLP ONE BROADWAY NEW YORK, NY 10004		INTERNATIONAL APPLICATION NO. PCT/EP03/11135				
		<table border="1"><tr><td>I.A. FILING DATE</td><td>PRIORITY DATE</td></tr><tr><td>10/08/2003</td><td>10/09/2002</td></tr></table>	I.A. FILING DATE	PRIORITY DATE	10/08/2003	10/09/2002
I.A. FILING DATE	PRIORITY DATE					
10/08/2003	10/09/2002					

CONFIRMATION NO. 9888
371 FORMALITIES LETTER



Date Mailed: 12/13/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 04/08/2005
- English Translation of the IA filed on 04/08/2005
- Copy of the International Search Report filed on 04/08/2005
- Copy of IPE Report filed on 04/08/2005
- Preliminary Amendments filed on 09/01/2005
- Oath or Declaration filed on 04/08/2005
- Request for Immediate Examination filed on 04/08/2005
- U.S. Basic National Fees filed on 04/08/2005
- Priority Documents filed on 04/08/2005
- Specification filed on 04/08/2005
- Claims filed on 04/08/2005
- Abstracts filed on 04/08/2005
- Drawings filed on 04/08/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

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